

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2707 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE S.D.SHAH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

KANUBHAI NAJUBHAI GHORI

Versus

DIVISIONAL CONTROLLER

Appearance:

MR MS MANSURI for Petitioner
MR HS MUNSHAW for Respondent No. 1
MR DA BAMBHANIA for Respondent No. 2

CORAM : MR.JUSTICE S.D.SHAH

Date of decision: 15/07/96

ORAL JUDGEMENT

1. Rule. Mr. J.M. Barrot for Mr. H.S. Munshaw waives service of rule on behalf of Respondent No.1 and Mr. D.A. Bambhania waives service of rule on behalf of Respondent No.2. With the consent of the learned advocates appearing for the parties, the matter is finally heard today.

2. This is a petition by the workman for taking appropriate action against respondent for implementing the award which is passed in favour of the workman. It appears that in an approval application filed by Gujarat State Road Transport Corporation being No. 2 of 1993, the Industrial Tribunal did not grant approval to the action of the Corporation under Section 33(2)(B). The said order of Industrial Tribunal, Vadodara was challenged before this Court also in the Special Civil Application No. 4361 of 1996 which is rejected by this Court. In view of the aforesaid, the action taken by the respondent no longer stands and they are required to reinstate the petitioner with full back wages. Rule is accordingly made absolute.
